

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

|  |   |                        |
|--|---|------------------------|
| RUTH SMITH, Individually and as Widow for the  | ) |                        |
| Use and Benefit of Herself and the Next Kin of | ) |                        |
| Richard Smith, Deceased,                       | ) |                        |
|  | ) |                        |
| Plaintiff,                                     | ) | Civil No. 3:05-0444    |
|  | ) | Judge Aleta A. Trauger |
| v.   | ) | (Dist. Of MA No.       |
|  | ) | 1:05-cv-11515PBS)      |
| PFIZER, INC., <i>et al.</i> ,                  | ) |                        |
|  | ) |                        |
| Defendants.                                    | ) |                        |

**DECLARATION OF MARK S. CHEFFO IN SUPPORT OF DEFENDANTS'  
REPLY MEMORANDUM TO PLAINTIFF'S OBJECTIONS TO  
EXHIBITS D-7391 AND D-7392**

I, Mark S. Cheffo, declare and state as follows:

1. I am a partner with the law firm of Skadden, Arps, Slate, Meagher & Flom LLP, counsel for Defendants Pfizer Inc and Warner-Lambert Company LLC. I make this declaration based on my own personal knowledge and information.

2. Attached as Exhibit A is a true and correct copy of the Affidavit of Alexander Ruggieri, dated April 15<sup>th</sup>, 2008 and filed with the MDL court on April 25, 2008.

Signed under the penalties of perjury this 14<sup>th</sup> day of May 2010.

/s/ Mark S. Cheffo

Mark S. Cheffo

**CERTIFICATE OF SERVICE**

I hereby certify that on this the 14<sup>th</sup> day of May 2010, I electronically filed the foregoing document with the Clerk of the Court, United States District Court for the Middle District of Tennessee, using the CM/ECF system. True and correct copies of the foregoing documents are being served via the Court's CM/ECF system on the following:

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/s/ Gerald D. Neenan